

FILED

NOT FOR PUBLICATION

NOV 04 2009

UNITED STATES COURT OF APPEALS

MOLLY C. DWYER, CLERK
U.S. COURT OF APPEALS

FOR THE NINTH CIRCUIT

UNITED STATES OF AMERICA,

No. 05-10067

Plaintiff - Appellant,

D.C. No. MISC-04-234-SI

v.

**COMPREHENSIVE DRUG TESTING,
INC.,**

ORDER

Defendant - Appellee.

**MAJOR LEAGUE BASEBALL
PLAYERS ASSOCIATION,**

No. 05-15006

Petitioner - Appellee,

D.C. No. CV-04-00707-JCM

v.

UNITED STATES OF AMERICA,

Respondent - Appellant.

**IN RE: SEARCH WARRANTS
EXECUTED ON APRIL 8, 2004 AT
CDT, INC.,**

No. 05-55354

In Re,

D.C. No. CV-04-02887-FMC

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SEAL 1,

Plaintiff - Appellant,

v.

SEAL 2,

Defendant - Appellee.

KOZINSKI, Chief Judge:

By November 25, 2009, the parties shall file simultaneous briefs addressing whether this case should be reheard en banc by the full court.